

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

NO. 03 CV 12307 RGS

JOSEPH CHRISTOFORO,
Plaintiff.

VS.

JULIO LUPO,
FRANK G. COUSINS, JR.,
INDIVIDUALLY AND IN
HIS CAPACITY AS
ESSEX COUNTY SHERIFF, and
CERTAIN UNKNOWN
INDIVIDUALS,
Defendants.

MOTION TO STAY SUMMARY
JUDGMENT PROCEEDINGS PENDING
COMPLETION OF DISCOVERY

Now comes the Plaintiff and respectfully requests this Honorable Court to stay the hearing on the Defendant's Motion for Summary Judgment pending the completion of discovery.

In support of said motion, the Plaintiff assigns the following:

1. That the Plaintiff has previously noticed the deposition of the Defendant, Sheriff Cousins, but due to the scheduling difficulties, this deposition has not yet taken place;
2. That the deposition of the Defendant is essential to a fair hearing on the instant motion for summary judgment.

Respectfully submitted,
Plaintiff,
JOSEPH CHRISTOFORO,
By his attorney,

/s/ Edward J. McCormick
Edward J. McCormick, III
GILMORE, REES, CARLSON &
CATALDO, P.C.
1000 Franklin Village Drive
Franklin, MA 02038
508-520-2200
BBO#: 389780

Date: _____